

ORDINANCE NO. 2020-xxxx
INTRODUCED BY:

AN ORDINANCE OF THE CITY OF FORT LUPTON, COLORADO, AMENDING SPECIFIC PROVISIONS OF THE FORT LUPTON MUNICIPAL CODE FOR CHAPTER 6, ARTICLE I, SECTION 6-20, RETAIL MOBILE FOOD VENDING

WHEREAS, City Council deems it necessary to revise specific provisions of the Fort Lupton Municipal Code; and

WHEREAS, City Council finds that it is the best interest of the health, safety and welfare of the citizens that the provisions set forth herein be enacted;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT LUPTON, COLORADO, AS FOLLOWS:

Section 1: Chapter 6, Article I, Section 6-20 of the Fort Lupton Municipal Code is hereby amended as follows:

Sec. 6-20. - Retail mobile food vending.

- a. The following mobile retail food vending vehicles are recognized by this section:
 1. Mobile retail food establishment; retail food establishment that reports to and operates from a commissary and is readily moveable, is a motorized wheeled vehicle or a towed wheeled vehicle designed and equipped to serve food.
 2. Pushcart: a non-self-propelled vehicle limited to serving commissary prepared or prepackaged food a non-potentially hazardous food unless the equipment is commercially designed and approved to handle food preparation and service.
- b. Mobile retail food establishments and pushcarts shall be permitted in all non-residential zoning districts subject to the following:
 1. Operation in parks with permanent concession facilities is prohibited when park concessions are in operations.
 2. Exceptions. Zoning and separation requirements do not apply during special events.
- c. The criteria for operation is as follows:
 1. A Business License is required.
 2. Licenses must be kept with the mobile retail food establishment or pushcart and presented to City officials upon request.

3. Operations are responsible for maintaining trash receptacles and shall maintain all areas used for food vending in a safe, clean and attractive condition.
4. Mobile retail food establishments and pushcarts must be removed from any site at the end of each business day (unless otherwise approved).
5. Operator must obey all parking and traffic laws.
6. Mobile retail food establishments and pushcarts must not obstruct pedestrian or bicycle access/passage and must not obstruct parking lot circulation or impede traffic flow.
7. Structures, canopies, tables or chairs are not permitted to be set up around the mobile retail food establishment or pushcart.
8. Operators must dispose of all waste in accordance with Weld County Health Department regulations.

INTRODUCED, READ, AND PASSED ON FIRST READING, AND ORDERED PUBLISHED this 2nd day of June 2020.

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EFFECTIVE (after publication) the __ day of __ 2019.

CITY OF FORT LUPTON, COLORADO

Zo Stieber, Mayor

ATTEST:

Maricela Peña
City Clerk

Approved as to form:

Andy Ausmus, City Attorney